

# *EXHIBIT 1*

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

Before The Honorable Jacqueline Scott Corley, Judge

WAYMO, LLC,	)	
	)	
Plaintiff,	)	
	)	
VS.	)	NO. CV 17-00939-WHA
	)	
UBER TECHNOLOGIES, INC., ET AL.,	)	
	)	
Defendants.	)	
	)	

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San Francisco, California  
Monday, August 28, 2017

TRANSCRIPT OF PROCEEDINGS

APPEARANCES:

For Plaintiff:

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BY: **JAMES BAKER, ESQUIRE**

(Appearances continued on the next page)

Reported By: Pamela A. Batalo, CSR No. 3593, RMR, FCRR  
Official Reporter

1 front of me?

2           **MR. CHATTERJEE:** Sure, Your Honor. If you go to the  
3 slide from Sasha Zborzek to Tom Gorman -- it's the next slide.  
4 I think it's No. 6 --

5           **THE COURT:** It's Exhibit --

6           **MR. CHATTERJEE:** I want to be mindful here,  
7 Your Honor, they have designated this as *confidential*. I don't  
8 want to discuss it in an open courtroom absent an objection,  
9 but given that they've have placed this at issue, I don't think  
10 it's appropriate to close the courtroom.

11          **THE COURT:** So what is the exhibit number?

12          **MR. CHATTERJEE:** This is Hayes Exhibit No. 10.

13          **MR. BAKER:** Just to be clear, Your Honor, this is a  
14 document I think that you just put together for today's  
15 hearing. It's not the exhibits --

16          **MR. CHATTERJEE:** The exhibit is listed at the bottom.

17          **THE COURT:** No, no. I understand.

18          **MR. BAKER:** We have never seen this before -- that's  
19 my only point -- this actual slide presentation. The documents  
20 we've seen, of course --

21          **THE COURT:** No, no, no. I understand. It wasn't  
22 attached to their letter brief.

23          **MR. BAKER:** Correct.

24          **THE COURT:** Right, right, right. Okay.

25          I will give you some advice because maybe this will help.

1 I don't see why any of this is confidential, but I understand.  
2 Everything is designated *confidential* --

3           **MR. CHATTERJEE:** I just don't want to be accused of  
4 violating the protective order. I don't think this is a  
5 confidential document, especially given what they've placed at  
6 issue.

7           **MR. BAKER:** I don't think that I can agree, you know,  
8 to --

9           **THE COURT:** No, no, no. We don't have to talk about  
10 it.

11 Who is Sasha Zbrozek?

12           **MR. CHATTERJEE:** So Sasha Zbrozek is an engineer that  
13 works in the Chauffeur Project and he was also in charge of  
14 administering the SVN server. That's the server where they  
15 claim 14,000 files were downloaded from.

16           **MR. BAKER:** He has been deposed, Your Honor.

17           **MR. CHATTERJEE:** And these documents were produced  
18 after his deposition.

19           **THE COURT:** Okay. But were they -- produced in  
20 response to what?

21           **MR. CHATTERJEE:** The privilege waiver.

22           **THE COURT:** Oh, the privilege waiver.

23           **MR. CHATTERJEE:** This was produced as part of what  
24 Your Honor found --

25           **THE COURT:** Okay. So they're producing.

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2  
3                   CERTIFICATE OF REPORTER

4                   I certify that the foregoing is a correct transcript  
5 from the record of proceedings in the above-entitled matter.

6  
7 DATE:       Tuesday, August 29, 2017

8  
9 *Pamela A. Batalo*

10                   Pamela A. Batalo, CSR No. 3593, RMR, FCRR  
11                   U.S. Court Reporter

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